

02-14-01

EF 384684805US

UIPE
REQUEST FOR FILING A PATENT APPLICATION
FEB 13 2001

UNDER 35 CFR 1.53(b)

A

DOCKET	ANTICIPATED CLASSIFICATION OF THIS APPLICATION	PRIOR APPLICATION EXAMINER	ART UNIT
	CLASS SUBCLASS		
TN-1379A		P. Tibbits	2838

The Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

1000 U.S. PTO
09/782539
02/13/01

This is a request for filing a XX continuation divisional application under 37 CFR §1.53(b), of pending prior application number 09/292,165, filed on April 15, 1999 entitled Method and Apparatus for Obtaining Product Use Information.

1. XX Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the papers are a true copy of the latest signed prior application number 09/292,165, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

XX The filing fee is calculated below:

Fee	Number Filed	Number Extra	Rate	Fee
Basic Fee				\$710.00
Total Claims	8 - <u>20</u>	= 0	X \$ 18.00	\$
Indep. Claims	1 - <u>1</u>	= 0	X \$ 80.00	\$
Multiple Dep. (Claim(s) (if applicable)			+ \$260.00	\$
TOTAL FEES				\$710.00

2. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

 was filed in prior application number / and such status is still proper and desired (37 CFR 1.28(a)).

3. XX The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 02-2548. A duplicate copy of this sheet is enclosed.

4. A check in the amount of \$ is enclosed.

✓ 5. XX Cancel in this application original claims 1-24 and 33-36 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

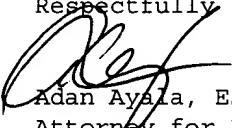
6. XX The inventor(s) of the invention being claimed in this application is (are): Daniele C. Brotto, Darnell Smith, Danh Trinh

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UNDER 37 CFR 1.53(b) (PAGE 2)

7. ____ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application:
8. XX Amend the specification by inserting before the first line of the sentence: "This is a request for filing a XX continuation ____ divisional application under 37 CFR 1.53(b), of pending prior application number 09/292,165, filed on April 15, 1999 entitled Method and Apparatus for Obtaining Product Use Information."
9. ____ New formal drawings are enclosed.
10. ____ Priority of foreign application number _____ filed on _____, in _____ is claimed under 35 U.S.C. 119.
____ The certified copy has been filed in prior application number ____/_____,
filed _____.
11. ____ A preliminary amendment is enclosed.
12. XX The prior application is assigned of record to Black & Decker Inc., at Reel 9911, Frame 0256 of the assignment records of the US PTO.
13. ____ Also enclosed:
14. XX The power of attorney in the prior application is to:
- a. XX The power of attorney appears in the original papers in the prior application.
- b. XX Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)

Adan Ayala, Esq.
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701 East Joppa Road
Towson, Maryland 21286
(410) 716-2368

Respectfully submitted,


Adan Ayala, Esq.
Attorney for Applicant
Registration No. 38,373

February 13, 2001
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____ Inventor(s)
____ Assignee of complete interest
XXX Attorney or agent of record
____ Filed under 37 CFR 1.34 (a)
Registration number if action under 37 CFR 1.34 (a) _____

PTO/SB/13

"Express Mail" mailing label number EF384686805US, Date of Deposit February 13, 2001 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Helen Winkler
(Printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)